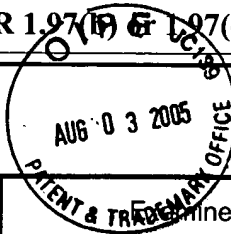


IFW

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**(Under 37 CFR 1.97(b) & 1.97(c))**Docket No.
K8000183US1In Re Application Of: **Hess et al.**

Application No.

10/759,143

Filing Date

01/20/2004

Examiner

Gary Chapman Hoge

Customer No.

34236

Group Art Unit

3611

Confirmation No.

7000Title: **FLAME SIMULATING ASSEMBLY**

Address to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**37 CFR 1.97(b)**

1. ☐ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

37 CFR 1.97(c)

2. ☒ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

☒ the statement specified in 37 CFR 1.97(e);

OR

☐ the fee set forth in 37 CFR 1.17(p).

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

(Under 37 CFR 1.97(b) or 1.87(d))

Docket No.
K8000183US1

In Re Application of: Hess et al.

AUG 03 2005
PATENT & TRADEMARK OFFICE

| Application No. | Filing Date | Examiner | Customer No. | Group Art Unit | Confirmation No. |
|-----------------|-------------|-------------------|--------------|----------------|------------------|
| 10/759,143 | 01/20/2004 | Gary Chapman Hoge | 34236 | 3611 | 7000 |

Title: FLAME SIMULATING ASSEMBLY

Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of _____ is attached.
- ☐ The Director is hereby authorized to charge and credit Deposit Account No. _____ as described below.
- ☐ Charge the amount of _____
- ☐ Credit any overpayment.
- ☐ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**Certificate of Transmission by Facsimile***

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(Date)

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Certificate

***This certificate may only be used if paying by deposit account.**
Signature

Dated: July 28, 2005

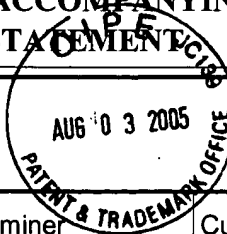
Valentine A. Cottrill
Registration No. 50,187
Gowling Lafleur Henderson LLP
50 Queen Street North, Ste. 1020
Kitchener, ON N2H 6M2
Canada

cc:

**STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT**

Docket No.
K8000183US1

In Re Application Of: **Kristoffer Hess et al.**



| Application No. | Filing Date | Examiner | Customer No. | Group Art Unit | Confirmation No. |
|-----------------|-------------|-------------------|--------------|----------------|------------------|
| 10/759,143 | 01/20/2004 | Gary Chapman Hoge | 34236 | 3611 | 7000 |

Invention: **FLAME SIMULATING ASSEMBLY**

COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

Check applicable statement herebelow:

Statement Under 37 CFR 1.97(e)(1)

- ☐ Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.97(e)(2)

- ☒ No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

V. Cottrill
Signature

Valentine A. Cottrill
Registration No. 50,187
Gowling Lafleur Henderson LLP
50 Queen Street North, Ste. 1020
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Canada

Dated: **July 28, 2005**

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